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Atty Docket No. 022370-000210US

PTO FAX NO.: (703) 872-9306

ATTENTION: Examiner R. Schwadron
TELEPHONE NO.: (571) 272-0851

Group Art Unit 1644

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FOR THE PERSONAL ATTENTION OF
EXAMINER R. SCHWADRON

CERTIFICATION OF FACSIMILE TRANSMISSION

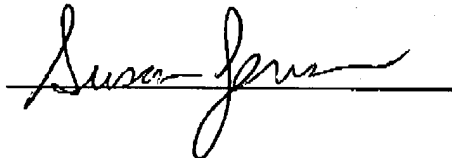
I hereby certify that the following document(s) in re Application of MILTENYI et al., Application No. 08/416,920, filed April 21, 1995 for DIRECT SELECTION OF CELLS BY SELECTION PRODUCT is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form (1 pg);
2. Fee Transmittal Form (1 pg) - in duplicate; and
3. Supplemental Amendment (50 pgs)

Number of pages being transmitted, including this page: 54

Dated: July 6, 2004



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60254454 v1

PTO/SB/21 (02-04)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	08/416,920
	Filing Date	April 21, 1995
	First Named Inventor	MILTENYI, Stephan
	Art Unit	1644
	Examiner Name	R. Schwadron
Total Number of Pages in This Submission	Attorney Docket Number	022370-000210US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (In duplicate) <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (50 pgs) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks The Commissioner is authorized to charge any fees or credit any overpayment to Deposit Account 20-1430		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Townsend and Townsend and Crew LLP	
Signature	Randolph Ted Apple Reg. No. 36,429	
Date	July 6, 2004	

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Signature		Date	July 6, 2004

60253952 v1

PTO/SB/17 (10-03)

**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 36.00**Complete if Known**

Application Number	08/416,920
Filing Date	April 21, 1995
First Named Inventor	MILTENYI, Stephan
Examiner Name	R. Schwadron
Art Unit	1644
Attorney Docket No.	022370-000210US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 20-1430

Deposit Account Name: Townsend and Townsend and Crew LLP

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☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
		1001	770	2001 385 Utility filing fee	
		1002	340	2002 170 Design filing fee	
		1003	630	2003 265 Plant filing fee	
		1004	770	2004 385 Reissue filing fee	
		1005	180	2005 80 Provisional filing fee	
SUBTOTAL (1)					(\$0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
381	-359 = 2	18	36
51	-51 = 0	0	0
Multiple Dependent		0	0

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	
		1202	18	2202 9 Claims in excess of 20	
		1201	86	2201 43 Independent claims in excess of 3	
		1203	280	2203 145 Multiple dependent claim, if not paid	
		1204	86	2204 43 ** Reissue independent claims over original patent	
		1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$36.00)

** or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

Large	Entity	Small	Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65			Surcharge - late filing fee or oath	
1052	50	2052	25			Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130			Non-English specification	
1812	2,520	1812	2,520			For filing a request for reexamination	
1804	920*	1804	920*			Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*			Requesting publication of SIR after Examiner action	
1251	110	2251	55			Extension for reply within first month	
1252	420	2252	210			Extension for reply within second month	
1253	950	2253	475			Extension for reply within third month	
1254	1,480	2254	740			Extension for reply within fourth month	
1255	2,010	2255	1,005			Extension for reply within fifth month	
1401	330	2401	165			Notice of Appeal	
1402	330	2402	165			Filing a brief in support of an appeal	
1403	250	2403	145			Request for oral hearing	
1451	1,510	1451	1,510			Petition to institute a public use proceeding	
1452	110	2452	55			Petition to revive - unavoidable	
1453	1,330	2453	665			Petition to revive - unintentional	
1501	1,330	2501	665			Utility issue fee (or reissue)	
1502	480	2502	240			Design issue fee	
1503	640	2503	320			Plant issue fee	
1480	130	1480	130			Petitions to the Commissioner	
1807	50	1807	50			Petitions related to provisional applications	
1806	180	1806	180			Submission of Information Disclosure Stmt	
8021	40	8021	40			Recording each patent assignment per property (ilmas number of properties)	
1809	770	2809	385			Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385			For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385			Request for Continued Examination (RCE)	
1802	900	1802	900			Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid **SUBTOTAL (3)**

(\$0)

SUBMITTED BY

Name (Print/Type) Randolph Ted Apple

Registration No. (Attorney/Agent)

36,429

Complete (if applicable)

Telephone

650-326-2400

Signature

Date

July 6, 2004

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60254469 v1

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 36.00

Complete if Known

Application Number 08/416,920

Filing Date April 21, 1995

First Named Inventor MILTENYI, Stephan

Examiner Name R. Schwadron

Art Unit 1644

Attorney Docket No. 022370-000210US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

Deposit Account:

Deposit
Account
Number

20-1430

Deposit
Account
Name

Townsend and Townsend and Crew LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

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		1003	530	Plant filing fee	
		1004	770	Reissue filing fee	
		1005	180	Provisional filing fee	

SUBTOTAL (1)

(\$0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
361	-359 = 2	18	36
Independent Claims	51	-51 =	0
Multiple Dependent			0

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
		1202	18	Claims in excess of 20
		1201	86	Independent claims in excess of 3
		1203	280	Multiple dependent claim, if not paid
		1204	86	Reissue independent claims over original patent
		1205	18	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$36.00)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large	Small	Large	Small	Fee Description	Fee Paid
Entity	Entity	Fee Code	Fee (\$)		
		1051	130	Surcharge - late filing fee or oath	
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		1402	330	Filing a brief in support of an appeal	
		1403	250	Request for oral hearing	
		1451	1,510	Petition to Institute a public use proceeding	
		1452	110	Petition to revive - unavoidable	
		1453	1,330	Petition to revive - unintentional	
		1501	1,330	Utility issue fee (or release)	
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		1807	50	Petitions related to provisional applications	
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		1810	770	For each additional invention to be examined (37 CFR § 1.129(b))	
		1801	770	Request for Continued Examination (RCE)	
		1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid SUBTOTAL (3)

(\$0)

SUBMITTED BY

Complete if applicable

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Date

July 8, 2004

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60254469 v1

JUL 6 2004

PATENT
Attorney Docket No.: 022370-000210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stephen MILTENYI et al.

Application No.: 08/416,920

Filed: April 21, 1995

For: DIRECT SELECTION OF CELLS
BY SELECTION PRODUCT

Customer No.: 20350

Confirmation No. 1047

Examiner: R. Schwadron

Technology Center/Art Unit: 1644

AMENDMENT

OFFICIAL

SUPPLEMENTAL AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An amendment was filed in this application on March 11, 2009. This is a supplemental amendment.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 50 of this paper.